

FORM PTO-1390 (Modified) U.S. PATENT AND TRADEMARK OFFICE; U.S. DEPARTMENT OF COMMERCE  
(REV. 2-2005)

## TRANSMITTAL LETTER TO THE UNITED STATES

DESIGNATED/ELECTED OFFICE (DO/EO/US)

CONCERNING A SUBMISSION UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER

3629

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

**10/579959**

INTERNATIONAL APPLICATION NO.

PCT/EP 2005/053126

INTERNATIONAL FILING DATE

07/01/2005

PRIORITY DATE CLAIMED

09/02/2004

TITLE OF INVENTION

HAND-HELD POWER TOOL WITH A REPLACEABLE TOOL FITTING

APPLICANT(S) FOR DO/EO/US

Karl FRAUHAMMER, Otto BAUMANN, Rolf MUELLER, Heinz SCHNERRING, Dietmar SAUR, Willy BRAUN, Axel KUHNLE,  
Thomas BERNHARDT, Uwe ENGELFRIED

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (24) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
  - a. ☒ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☒ A copy of the International Search Report (PCT/ISA/210).

Items 13 to 23 below concern document(s) or information included:

13. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A power of attorney and/or change of address letter.
19. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
20. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
21. ☐ A second copy of the English language translation of the International Application under 35 U.S.C. 154(d)(4).
22. ☒ Express Mail Label No. **EV 261933939 US**
23. ☐ Other items or information:

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

|  |              |  |            |   |                  |
|--|--------------|--|------------|---|------------------|
| U.S. APPLICATION NO (if known, see 37 CFR 1.5)<br><b>10/579959</b>   |              | INTERNATIONAL APPLICATION NO.<br><b>PCT/EP 2005/053126</b>             |            | ATTORNEY'S DOCKET NUMBER<br><b>3629</b> |                  |
| The following fees are submitted:  |              |  |            | <b>CALCULATIONS</b>                     | <b>PTO USE</b>   |
| 24. <input checked="" type="checkbox"/> Basic national fee .....   |              | <b>\$300</b>   |            | \$ <b>\$300.00</b>                      |                  |
| 25. <input checked="" type="checkbox"/> Examination fee<br>If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4). .....   |              | <b>\$100</b>   |            | \$ <b>\$200.00</b>                      |                  |
| All other situations. ....   |              | <b>\$200</b>   |            |   |                  |
| 26. <input checked="" type="checkbox"/> Search fee .....   |              | <b>\$100</b>   |            |   |                  |
| Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority .....  |              | <b>\$400</b>   |            |   |                  |
| International Search Report prepared and provided to the Office .....  |              | <b>\$500</b>   |            | \$ <b>\$500.00</b>                      |                  |
| All other situations. ....   |              | <b>\$500</b>   |            |   |                  |
| <b>TOTAL OF 24, 25 and 26 =</b>  |              |  |            | \$ <b>\$1,000.00</b>                    |                  |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. |              |  |            |   |                  |
| Total Sheets   | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole) |            | RATE                                    |                  |
| - 100 =  | 0            | /50 = 0  |            | x \$250.00                              | \$ <b>\$0.00</b> |
| Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492(e)).  |              |  |            |   |                  |
| CLAIMS   | NUMBER FILED | NUMBER EXTRA   | RATE       |   |                  |
| Total claims   | 9 - 20 =     | 0  | x \$50.00  | \$ <b>\$0.00</b>                        |                  |
| Independent claims   | 1 - 3 =      | 0  | x \$200.00 | \$ <b>\$0.00</b>                        |                  |
| MULTIPLE DEPENDENT CLAIMS (if applicable) <input type="checkbox"/> + \$360.00  |              |  |            | \$ <b>\$0.00</b>                        |                  |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>   |              |  |            | \$ <b>\$1,000.00</b>                    |                  |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.   |              |  |            |   |                  |
| <b>SUBTOTAL =</b>  |              |  |            | \$ <b>\$1,000.00</b>                    |                  |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).  |              |  |            | \$ <b>\$0.00</b>                        |                  |
| <b>TOTAL NATIONAL FEE =</b>  |              |  |            | \$ <b>\$1,000.00</b>                    |                  |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +  |              |  |            | \$ <b>\$40.00</b>                       |                  |
| <b>TOTAL FEES ENCLOSED =</b>   |              |  |            | \$ <b>\$1,040.00</b>                    |                  |
|  |              |  |            | Amount to be                            | \$               |
|  |              |  |            | Amount to be                            | \$               |

a. ☐ A check in the amount of \$ \_\_\_\_\_ to cover the above fees is enclosed.


b. ☒ Please charge my Deposit Account No. **194675** in the amount of **\$1,040.00** to cover the above fees. A duplicate copy of this sheet is enclosed.

c. ☒ The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. **194675**. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

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